IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

OP. No. 39272 of 2001(A)

PETITIONER:

KOOVAPPALLY SERVICE CO-OPERATIVE BANK LTD. NO. 3949 REPRESENTED BY THE SECRETARY, KOOVAPPALLY P.O.

BY ADV. SRI. P.M. SEBASTIAN
SRI. REJI MATHEW KAVALAYIL

RESPONDENTS:

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1. **KERALA CO-OPERATIVE TRIBUNAL, THIRUVANANTHAPURAM.**

2. **MARYKUTTY THOMAS, ANCHANATTU HOUSE, PANICHEPPALLY KARA, KOOVAPPALLY VILLAGE, KANJIRAPPALLY TALUK.**

3. **THE ARBITRATOR/ SPECIAL SALE OFFICER, KOOVAPPALLY S.C.B GROUP OFFICE OF ASST. REGISTRAR (GENERAL), CO-OPERATIVE SOCIETIES, KANJIRAPPALLY.**

BY ADV. SRI. M.J. THOMAS

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 21/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP. No. 39272 of 2001(A)

A P P E N D I X

PETITIONER'S EXHIBITS:

EXT. P1	**:**	**COPY OF THE AWARD DATED 30.5.2000 PASSED BY THE 3RD RESPONDENT.**
EXT. P2	**:**	**COPY OF THE ORDER DATED 18.09.2001 OF THE 1ST RESPONDENT.**

// TRUE COPY //

P.A. TO JUDGE.

smp

KURIAN JOSEPH, J.

O.P. NO. 39272 OF 2001

Dated this the 21st day of March, 2007.

J U D G M E N T

In view of the decision of this Court reported in ***Kerala State Cooperative Bank Ltd. vs. Kerala Cooperative Tribunal*** **(2005(1) KLT 572)** in the matter of rate of interest, I quash Exhibit P2 and remit the matter to the Tribunal for fresh consideration in the light of the above decision. The matter shall be disposed of within a period of six months from date of receipt of a copy of this judgment.

This original petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp